

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Heng Hang Tsai et al.	Confirmation No.	2216
Appl. No.	:	10/583,179	Group Art Unit:	2161
Filed	:	December 17, 2004	Examiner:	Not yet assigned
Docket No.	:	490352-3004/US		

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Sir:

This filing is responsive to the Notification of Defective Response mailed on September 30, 2008.

REMARKS

SEQUENCE LISTING

Applicants note that the contents of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823. Attached hereto is a replacement Sequence Listing in an electronic file, file name 51571-10_Seq_08-05-06_v1.txt, created May 8, 2006, file size 32 kilobytes. A minor typographical error has been corrected in field <223>. The submission does not include any new matter which goes beyond the disclosure of the Application as filed.

PRELIMINARY AMENDMENT

The Office states that the Preliminary Amendment submitted on June 16, 2006 was not entered because Claim 47 is allegedly missing. Therefore, the Office contends that additional claim fees in the amount of \$1870 are required. Applicants submit that the preliminary amendment entered in the PAIR system on June 16, 2006 **does** contain claim 47. **Applicants have attached hereto the June 16, 2006 Preliminary Amendment downloaded from PAIR and have circled claim 47 which can clearly be seen on page 8.** Applicants submit that the Preliminary Amendment submitted on June 16, 2006 is correct and request that it be entered without further delay.

Applicants also submit the **correct** amount of claims fees (\$2,200) was submitted on June 16, 2006 for four independent claims (one independent claim over three); a total of 42 claims (or twenty-one claims over twenty-one); and **no** multiple dependent claims. ***Therefore, no additional claims fees are due.***

DECLARATION

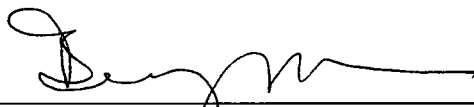
The Declaration of inventor Hon-Chiu Eastwood Leung is attached hereto. The surcharge for late submission as set forth in 37 C.F.R. §1.492(h) is submitted herewith.

If the Office believes there are deficiencies in Applicants' calculations, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-1901 (Reference 490352-3004/US). Please note that the applicant is a Large Entity.

Dated: October 29, 2008

Respectfully submitted,

OPPENHEIMER, WOLFF & DONNELLY LLP
Attorneys for Applicant

By 

Barbara A. Wrigley
Reg. No. 34,950
45 South 7th Street, Suite 3300
Minneapolis, MN 55402
Telephone No. (612) 607-7595
Facsimile No. (612) 607-7100
E-Mail BWrigley@Oppenheimer.com

Customer No. **34205**